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24 JAN 1957

MEMORANDUM FOR: Chief, Contract Personnel Division

THROUGH : Deputy Director for Support
Director of Personnel

SUBJECT : Equalization Allowances for Seven IO Division Staff
Agents Stationed in [REDACTED]

JAN 29 1957

25X1A6a

25X1A9a

2. The IO Division has made available to this office the following four memoranda previously written on this subject:

a. To Chief, Contract Personnel Division, via Office of the General Counsel, from Chief, IO Division; subject: "Retroactive Equalization Allowances for IO Division Staff Agents in [REDACTED] dated 30 November 1955.

25X1A6a

b. To Chief, IO Division from Chief, Contract Personnel Division; subject: "Equalization Allowances for IO Division Staff Agents in [REDACTED] dated 21 December 1955.

25X1A6a

c. To Contract Personnel Division from Administrative Officer, IO Division; subject: "Equalization Allowances for Staff Agents Stationed in [REDACTED] dated 18 April 1956.

25X1A6a

d. To Administrative Officer, IO Division from Chief, Contract Personnel Division; subject: "Equalization Allowances for Staff Agents Stationed in [REDACTED] dated 7 May 1956.

25X1A6a

3. A review of these memoranda demonstrates that IO's attempts to secure allowances for these seven employees have been denied by the Contract Personnel Division on two grounds: (a) that regulations prohibit such action; (b) that to do so would establish a precedent difficult to apply in any similar circumstances.

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4. We have reviewed the regulation which is cited as requiring a decision adverse to these employees. Your memorandum of 21 December 1955 is based upon paragraph 3 a(2) of R [REDACTED] 26 February 1953 (formerly CR [REDACTED]). Read out of context and interpreted literally, it might indeed seem that this subparagraph forbids the granting of these allowances. That subparagraph, however, is immediately preceded by a subparagraph reading:

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to view this particular subparagraph like all regulatory material, merely as a guide to decisions rather than as an absolute measurement to be inflexibly applied.

5. While accepting the possibility that the hypothetical situations described in your 7 May 1956 memorandum might cause administrative difficulties, we would urge (as in other specific cases) that this particular case be viewed on its merits, leaving precedents for the future.

6. Consequently, this office is disposed to associate itself with IO in pursuing the attempt to grant the seven IO staff agents affected the relief sought. In view of the 14-month history involved, would you provide us with your views in the light of this memorandum so that the problem may be placed before the DD/S or the DCI if necessary.

Leman B. Kirkpatrick
Inspector General

cc: IO Division

SA-DD/S:WEB:mrp (29 Jan 57)

Distribution:

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